ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address) TELEPHONE NUMBER FOR COURT USE ONLY FILED 18008477177 U.S. DISTRICT COURT E.D.N.Y USA, INC. 752A HEMPSTEAD TPK, SUITE #205 Ref. No. or File No. FRANKLIN SQUARE NY 11010 AAF 52 5001 PLAINTIFF ATTORNEY FOR Insert name of court and name of judicial district and branch if any. Long Island Office SHORT TITLE OF CASE: MARTIN A. LEHMAN VS FOX CABLE, ETC. DATE: DEP./DIV. CASE NUMBER: INVOICE NO. TIME: 036531 07CV2291

DECLARATION OF DILIGENCE

The following diligent and reasonable attempts were made by O'MALLY AND ASSOCIATES ATTORNEY SERVICE Inc. to personally serve the following party:

Party to be served: ERIC J. NELSON

06/14/07 1:45 PM ATTEMPTED SERVICE AT 11846 VERNTURA BLVD., SUITE #204, STUDIO CITY, CA 91604. NOT IN 06/15/07 10:50 AM NOT IN, PER RECEPTIONIST 06/18/07 12:25 PM NOT IN, PER ROB BEEMER. SUB-SERVED

Person attempting service: R. HEADCOCK

O'Mally & Associates Attorney Service 1301 W. 2ND. ST. #205 LOS ANGELES, CA 90026 213/250-8901 FAX 213/250-8818

- d. Registered California process server
- (1) [X] Employee or [] Independent Contractor
- (2) Registration No. 3603

(3) County: LOS ANGELES
(4) Expiration: 04/12/08
arifornia that the formion is true and correct. I declare under penalty of perjury under the laws of the State of California that the fight

DATE: 06/18/07

SIGNATURE

. . . .

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address) TELEPHONE NUMBER FOR COURT USE ONLY 18008477177 USA, INC. 752A HEMPSTEAD TPK, Ref. No. or File No. SUITE #205 FRANKLIN SQUARE NY 11010 ATTORNEY FOR ATTORNEY FOR PLAINTIFF

Insert name of court and name of judicial district and branch if any. SHORT TITLE OF CASE: MARTIN A. LEHMAN VS FOX CABLE, ETC. INVOICE NO. DATE: TIME: DEP./DIV. CASE NUMBER: 036531 07CV2291

AFFIDAVIT OF MAILING

Upon completion of the aforementioned diligent efforts, I MAILED on 06/18/07 additional copies of the documents sub-served, via U.S. Postal Service, postage pre-paid, first-class mail effecting substituted service.

I mailed to:

ERIC J. NELSON

At the address:

11846 VENTURA BLVD., SUITE #204 STUDIO CITY CA 91604

The following documents were mailed:

SUMMONS AND COMPLAINT

Person mailing: H. PHILLIPS

City mailed: LOS ANGELES County of: LOS ANGELES

1301 W. 2ND. ST. #205

LOS ANGELES, CA 90026

213/250-8901 FAX 213/250-8818

O'Mally & Associates Attorney Service d. Registered California process server

(1) [X] Employee or [] Independent Contractor

(2) Registration No. 4662

(3) County: LOS ANGELES

(4) Expiration: 12/20/08

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct

DATE: 06/18/07

SIGNATURE

Service of the Summons and complaint was made by me ⁽¹⁾ AME OF SERVER (PRINT) R. HEADCOCK TITLE REGISTERED PROCESS SERVER Check one box below to indicate appropriate method of service Served personally upon the defendant. Place where served: ERIC J. NELSON 11846 VENTURA BLVD., #204, STUDIO CITY, CA 91604 EXALeft copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: ROB BEEMER, PERSON AUTHORIZED TO ACCEPT SERVICE Other (specify):				
AME OF SERVER (PRINT) R. HEADCOCK TITLE REGISTERED PROCESS SERVER Check one box below to indicate appropriate method of service Served personally upon the defendant. Place where served: ERIC J. NELSON 11846 VENTURA BLVD., #204, STUDIO CITY, CA 91604 KXLeft copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: REOB BEEMER, PERSON AUTHORIZED TO ACCEPT SERVICE STATEMENT OF SERVICE FEES AVEL SERVICES TOTAL \$0.00 DECLARATION OF SERVER I declare under penalty of perjury under the Taws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service lees is type and correct. Executed on JUNE 18, 2007 Date O'MALLY & ASSOCIATES Address ASTORNEY SERVICE INC. 1301 W, 2nd Street #306	Service of the Summ		RETURN OF SERVICE	
Check one box below to indicate appropriate method of service Served personally upon the defendant. Place where served: ERIC J. NELSON 11846 VENTURA BLVD., #204, STUDIO CITY, CA 91604 EXACT Copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: ROB BEEMER, PERSON AUTHORIZED TO ACCEPT SERVICE Other (specify): Other (specify): STATEMENT OF SERVICE FEES TOTAL \$0.00 DECLARATION OF SERVER I declare under penalty of perjury under the Taws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service lees is true and correct. Executed on JUNE 18, 2007 Signotur of Server O'MALLY & ASSOCIATES Address ASTORNEY SERVICE INC. 1301 W, 2nd Street 4306	AME OF SERVER (P	PRINT	TITLE	
Served personally upon the defendant. Place where served: ERIC J. NELSON 11846 VENTURA BLVD., #204, STUDIO CITY, CA 91604 EXALER copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: ROB BEEMER, PERSON AUTHORIZED TO ACCEPT SERVICE Other (specify): STATEMENT OF SERVICE FEES VEL SERVICES TOTAL \$0.00 DECLARATION OF SERVER I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service lees is true and correct. Executed on JUNE 18, 2007 Date O'MALLY & ASSOCIATES Address & Address & ASTORNEY SERVICE INC. 1301 W. 2nd Street \$20.6	Check one box b	elow to indicate appropri	REGISTERED PROC	ESS SERVER
Other (specify): STATEMENT OF SERVICE FEES VEL SERVICES DECLARATION OF SERVER I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service lees is true and correct. Executed on JUNE 18, 2007 Date O'MALLY & ASSOCIATES Address AST-FORNEY SERVICE INC. 1301 W. 2nd Street \$205	□ Served po ERIC 11846 KXLeft copie discretion	ersonally upon the defenda J. NELSON VENTURA BLVD. es thereof at the defendant' then residing therein.	ant. Place where served: , #204, STUDIO CITY, ('s dwelling house or usual place of abode with	CA 91604 ith a person of suitable age and
Cother (specify): STATEMENT OF SERVICE FEES SERVICES DECLARATION OF SERVER I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service lees is true and correct. Executed on JUNE 18, 2007 Date D'MALLY & ASSOCIATES Address AST-ORNEY SERVICE INC. 1301 W. 2nd Street \$205	Name of	person with whom the sum	unons and complaint were left:	
STATEMENT OF SERVICE FEES AVEL SERVICES DECLARATION OF SERVER I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service lees is true and correct. Executed on JUNE 18, 2007 Date D'MALLY & ASSOCIATES Address ASTORNEY SERVICE INC. 1301 W. 2nd Street #2005	□ Returned	BEEMER, PERSOI	N AUTHORIZED TO ACCEPT	r service
STATEMENT OF SERVICE FEES SERVICES DECLARATION OF SERVER I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service rees is true and correct. Executed on JUNE 18, 2007 Date D'MALLY & ASSOCIATES Address AST-ORNEY SERVICE INC. 1301 W. 2nd Street 4205				
DECLARATION OF SERVER I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Rees is true and correct. Executed on JUNE 18, 2007 Date O'MALLY & ASSOCIATES Address ASTORNEY SERVICE INC. 1301 W. 2nd Street 4205	Other (spe	ecify);		
DECLARATION OF SERVER I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Rees is true and correct. Executed on JUNE 18, 2007 Date O'MALLY & ASSOCIATES Address ASTORNEY SERVICE INC. 1301 W. 2nd Street 4205		<u> </u>		
DECLARATION OF SERVER I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Rees is true and correct. Executed on JUNE 18, 2007 Date O'MALLY & ASSOCIATES Address AFFORNEY SERVICE INC. 1301 W. 2nd Street 4205	AVEL.		STATEMENT OF SERVICE FEES	
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service fees is true and correct. Executed on JUNE 18, 2007 Date O'NALLY & ASSOCIATES Address ASTORNEY SERVICE INC. 1301 W, 2nd Street 4305		SEI	RVICES	TOTAL
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service fees is true and correct. Executed on JUNE 18, 2007 Date O'MALLY & ASSOCIATES Address AFFORNEY SERVICE INC. 1301 W. 2nd Street 4305			DECLARATION OF SERVED	\$0.00
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(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

L		PETUDA OF CT			age 4 of 4	
Service of the Summons and complaint wa		RETURN OF SEF	RVICE			
NAME OF SERVER (PRINT)	is made by me ⁽ⁱ⁾	JUNE 18	, 2007	12:25	PM IN CLER S DISTRICT	LED
R. HEADCOCK		TITLE			DISTRICT	K'S OFFIC
Check one box below to indicate appr		REGISTERE	D PROCES	S SERVE	ER THE	COURTE
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XXServed personally upon the de	fendant. Place v	where served				231
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				person 01 301	table age and	70
Name of person with whom the	e summons and	complaint were left:				
ROB BEEMER, PERSO	ON AUTHO	RIZED TO A	CCEPT SE	RVICE		
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